

EXHIBIT

(H) IN THE CIRCUIT COURT OF COVINGTON COUNTY ALABAMA
LARYIE EARL JONES, .
DEFENDANT, .
V. : CASE NO. CC-2003-187-418-4¹
STATE OF ALABAMA, . CC-2004-347.
PLAINTIFF. .

MOTION FOR PRE-TRIAL DETERMINATION
OF ADMISSIBILITY OF EVIDENCE

COME NOW THE DEFENDANT MOVE THIS HONORABLE
COURT FOR PRE-TRIAL DETERMINATION OF
ADMISSIBILITY OF EVIDENCE AND AS THERE-
FORE STATES THE FOLLOWING:

1. THE DEFENDANT AGRIEVED BY AN ALLEGEDLY UNLAW-
FUL SEARCH AND SEIZURE AND MOVE THE COURT
TO SUPPRESS FOR USE AS EVIDENCE ANYTHING SE-
OBTAINED.
2. ORDER THAT THE QUESTION OF THE ADMISSIBILITY
OF ANY SPECIFIED EVIDENCE BE SUBMITTED
FOR PRE-TRIAL DETERMINATION
3. HEARING BE HELD SO THE COURT SHALL RECEIVE
EVIDENCE ON ANY ISSUE OF FACT NECESSARY
TO DETERMINATION OF THIS MOTION.
4. FOR GOOD CAUSE SHOWN THE COURT MAY ORDER THAT
ANY PARTY, WITNESS, OR ATTORNEY REFRAIN FROM
ASKING CERTAIN QUESTIONS, GIVING CERTAIN ANSWER
OR IN ANY MANNER DIRECTLY OR INDIRECTLY REFER-

EXHIBIT

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Ring to or ~~in ANY MANNER~~ ALLUDING to ANY OTHER
WISE INADMISSIBLE FACT MATTER, OR CIRCUMSTAN-
DURING THE COURSE OF TRIAL IN THE PRESENCE
OF JURORS OR THE VENIRE.

WHEREFORE THE DEFENDANT PRAYS THAT THIS HONOR-
ABLE COURT GRANT HIS MOTION AS A MATTER
OF LAW AND A HEARING BE HELD AT THE
EARLIEST POSSIBLE TIME.

RESPECTFULLY SUBMITTED THIS THE 6 DAY OF
MAY 2005

Laryie Earl Jones
DEFENDANT

CERTIFICATE OF SERVICE

I CERTIFY THAT A COPY OF THE FOREGOING
PLEADING HAS BEEN SERVED ON THE STATE
D.A./OR FOR ALL PARTIES TO THIS PROCEED
BY MAILING THE SAME TO EACH BY FIRST
CLASS MAIL UNITED STATE MAIL PROPERLY
ADDRESS AND POSTED PREPAID OR BY
PERSONAL SERVICE ON THIS THE 6 DAY
OF MAY 2005.

Laryie Earl Jones
DEFENDANT